



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Robert A. Sanderson, et al.
Serial No. : 09/696,139
Filed : October 25, 2000
Title : PISTON ENGINE ASSEMBLY

Art Unit : 3747
Examiner : Kamen

MAIL STOP ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

PETITION TO WITHDRAW ABANDONMENT

Under 37 CFR §§1.8(b) and 1.181, applicant hereby petitions to withdraw the Notice of Abandonment mailed October 21, 2004 (copy enclosed). The application was abandoned because the Patent and Trademark Office records indicate that the issue fee was not paid.

The undersigned, applicant's representative, first became aware of the abandonment on October 28, 2004, upon receipt of the Notice of Abandonment and submits that this petition to withdraw the Notice is being promptly submitted as required by 37 CFR §1.8(b)(1).

The issue fee was previously paid on October 30, 2003. On April 15, 2004, applicant petitioned to withdraw the application from issuance and the petition was granted on April 21, 2004. Applicant then submitted an IDS and received a new notice of allowance dated June 3, 2004. Applicant submitted a response to the notice allowance and the issue fee transmittal on July 12, 2004. The previously submitted issue fee should have been applied to the application. Any other fees should have been charged to the deposit account as requested.

The following documents are submitted under 37 CFR §1.8(b)(2) as proof that payment of the issue fee was timely filed on July 12, 2004:

1. A copy of the executed issue fee transmittal letter filed July 12, 2004, signed by Phyllis Kristal on July 12, 2004;
2. A copy of the response to notice of allowance filed July 12, 2004, signed by Phyllis Kristal on July 12, 2004;
3. A copy of the postcard dated July 12, 2004 that was included with the issue fee transmittal letter executed July 12, 2004;

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4. A copy of the return postcard with the Patent Office Mailroom stamp dated July 12, 2004;

5. A copy of the executed issue fee transmittal letter filed October 30, 2003, signed by Phyllis Kristal on October 30, 2003; and

6. A copy of the cancelled check (front and back) that was included with the issue fee transmittal letter submitted on October 30, 2003.

Applicant submits that the issue fee was timely filed and requests that the Notice be withdrawn.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 10/29/04



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